

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JEFFREY J. HARVEY, :  
 : Civil Action No. 04-5418 (WGB)  
Petitioner, :  
 :  
v. : **ORDER**  
 :  
OSCAR AVILES, :  
 :  
Respondent. :

For the reasons set forth in the Opinion filed herewith,  
IT IS on this 10<sup>th</sup> day of March, 2006,

ORDERED that the Petition for Writ of Habeas Corpus is  
DENIED; and it is further

ORDERED that no Certificate of Appealability shall issue.

/S/ WILLIAM G. BASSLER  
William G. Bassler  
Senior United States District Judge